



JON M. HUNTSMAN, JR.
Governor
GARY R. HERBERT
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

Division of Water Rights

MICHAEL R. STYLER
Executive Director

JERRY D. OLDS
State Engineer/Division Director

January 16, 2007

Edward Clissold
2157 East 2100 South Suite A
Salt Lake City, UT 84109

Dear Edward:

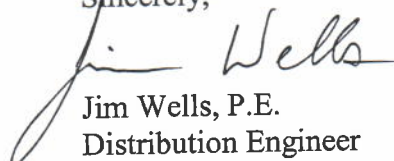
Thank you for your letter of December 31, 2006 regarding the Clissold Investment Company's Water Use Plan for 2007. Your 2007 plan, as currently approved, is attached.

Although your 2007 plan as submitted has been approved, some issues have arisen regarding the physical implementation of the plan. Apparently there was a past agreement that the manager of your development would be available to open the gates allowing access by the deputy commissioner, this has not been implemented. The deputy commissioner has requested this from the manager, but has rarely had a response. Currently, she must rely on employees of Mtn. Regional Water Company to gain access. State statute has authorized the water commissioner or the deputy commissioner to enter upon private property when ever there is a need to measure or monitor water flows. To achieve this, we are requesting that you supply the deputy commissioner (Terry Murphy) with access keys or codes.

In response to your question regarding the status of your change application (a12197), the last action taken was a request by your representative for an extension of time to provide proof of beneficial use. Proof of beneficial use will likely require documentation of surface water flows that have been diverted. Currently there are no measuring devices on surface water flow diversions #1, #2 and #3. This may make proof of beneficial use difficult and does not satisfy the intent of the Water Use Plan. Therefore, we are requesting that you install adequate measuring devices on these diversions.

If you have any questions regarding this letter or desire to make changes to the Water Use Plan for 2007, please contact me by phone at (801) 538-7374 or by e-mail at jimwells@utah.gov.

Sincerely,



Jim Wells, P.E.
Distribution Engineer

cc: Ross Hansen, Regional Engineer, Blaine Johnson, Water Commissioner, Terry Murphy, Deputy Commissioner

CLISSOLD 2007 WATER USE PLAN

	SURFACE DIV. #1	WELL	SURFACE DIV. #2	SURFACE DIV. #3	WATER RIGHT TOTAL
35-5721	340.3	36.0	146.0	146.2	668.6
SOURCE TOTAL	340.3	36.0	146.0	146.2	668.6

* FROM THE NORTHWEST CORNER OF SECTION 32, T 1 S, R 4 E, SLB&M